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**MAY 10 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Glogovsky, et al. :  
Application No. 10/007,289 : **ON PETITION**  
Filed: November 10, 2001 :  
Title: Integrated Optoelectronics :  
Devices :

This is a decision on the petition to revive under 37 CFR 1.137(b), filed April 28, 2004.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a reply to the Notice to File Corrected Application Papers, mailed March 26, 2002, which set an extendable period for reply of two months for applicant to file substitute drawings. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. No reply to the Notice to File Corrected Application Papers having been received, the above-identified application became abandoned on May 27, 2002. A Notice of Abandonment was mailed on December 12, 2003.

With the instant petition, petitioner paid the petition fee, submitted the required reply in the form of substitute drawings, and made the proper statement of unintentional delay.

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. See 37 CFR 10.18(b) and Changes to Patent Practice and Procedure; Final Rule Notice, 62 Fed. Reg. 53131, 53178 (October 10, 1997), 1203 Off. Gaz. Pat. Office 63, 103 (October 21, 1997). In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that it is not correct that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional, petitioner must notify the Office.

The Revocation and Power of Attorney submitted with the instant petition has been entered. Future correspondence concerning this application will be mailed to the above address of record.

The application file is being forwarded to the Office of Initial Patent Examination for pre-examination processing.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0272.



Cliff Congo  
Petitions Attorney  
Office of Petitions